



Fitzpatrick
36992-032105

**ROANOKE CITY COUNCIL
REGULAR SESSION**

**MARCH 21, 2005
2:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

1. Call to Order--Roll Call.

The Invocation was delivered by Council Member Sherman P. Lea.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Harris.

Welcome. Mayor Harris.

NOTICE:

The Council meeting will be replayed on Channel 3 on Wednesday, March 23, 2005, at 7:00 p.m., and Sunday, March 27, 2005, at 4:00 p.m. Council meetings are offered with closed captioning for the hearing impaired.

ANNOUNCEMENTS:

THE PUBLIC IS ADVISED THAT MEMBERS OF COUNCIL RECEIVE THE CITY COUNCIL AGENDA AND RELATED COMMUNICATIONS, REPORTS, ORDINANCES AND RESOLUTIONS, ETC., ON THE THURSDAY PRIOR TO THE COUNCIL MEETING TO PROVIDE SUFFICIENT TIME FOR REVIEW OF INFORMATION. CITIZENS WHO ARE INTERESTED IN OBTAINING A COPY OF ANY ITEM LISTED ON THE AGENDA MAY CONTACT THE CITY CLERK'S OFFICE, ROOM 456, NOEL C. TAYLOR MUNICIPAL BUILDING, 215 CHURCH AVENUE, S. W., OR CALL 853-2541.

THE CITY CLERK'S OFFICE PROVIDES THE MAJORITY OF THE CITY COUNCIL AGENDA ON THE INTERNET FOR VIEWING AND RESEARCH PURPOSES. TO ACCESS AGENDA MATERIAL, GO TO THE CITY'S HOMEPAGE AT WWW.ROANOKEVA.GOV, CLICK ON THE ROANOKE CITY COUNCIL ICON, CLICK ON MEETINGS AND AGENDAS, AND DOWNLOAD THE ADOBE ACROBAT SOFTWARE TO ACCESS THE AGENDA.

ALL PERSONS WISHING TO ADDRESS COUNCIL ARE REQUESTED TO REGISTER WITH THE STAFF ASSISTANT WHO IS LOCATED AT THE ENTRANCE TO THE COUNCIL CHAMBER. ON THE SAME AGENDA ITEM, ONE TO FOUR SPEAKERS WILL BE ALLOTTED FIVE MINUTES EACH, HOWEVER, IF THERE ARE MORE THAN FOUR SPEAKERS, EACH SPEAKER WILL BE ALLOTTED THREE MINUTES.

ANY PERSON WHO IS INTERESTED IN SERVING ON A CITY COUNCIL APPOINTED AUTHORITY, BOARD, COMMISSION OR COMMITTEE IS REQUESTED TO CONTACT THE CITY CLERK'S OFFICE AT 853-2541, OR ACCESS THE CITY'S HOMEPAGE AT WWW.ROANOKEVA.GOV, TO OBTAIN AN APPLICATION.

2. PRESENTATIONS AND ACKNOWLEDGEMENTS:

Results of the "Ecybermission Project". Gareth McAllister, Facilities Manager, Spokesperson.

File #23-209

3.

CONSENT AGENDA

Approved (7-0)

ALL MATTERS LISTED UNDER THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE MEMBERS OF CITY COUNCIL AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF DISCUSSION IS DESIRED, THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

- C-1 A communication from Mayor C. Nelson Harris requesting that Council convene in a Closed Meeting to discuss vacancies on certain authorities, boards, commissions and committees appointed by Council, and to interview two applicants for appointment to the Roanoke Regional Airport Commission, pursuant to Section 2.2-3711 (A)(1), Code of Virginia (1950), as amended.

RECOMMENDED ACTION: Concur in the request.

File #9-110-132

- C-2 A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss disposition of publicly-owned property, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Section 2.2-3711 (A)(3), Code of Virginia (1950), as amended.

RECOMMENDED ACTION: Concur in the request.

File #132

- C-3 A communication from the City Manager requesting that Council convene in a Closed Meeting to discuss acquisition of real property for public purposes, where discussion in open meeting would adversely affect the bargaining position or negotiating strategy of the City, pursuant to Section 2.2-3711 (A)(3), Code of Virginia (1950), as amended.

RECOMMENDED ACTION: Concur in the request.

File #132

- C-4 Qualification of the following persons:

Lora J. Katz as a member of the Architectural Review Board, to fill the unexpired term of Robert B. Manetta, resigned, ending October 1, 2006;

Mark S. Lawrence as a member of the Parks and Recreation Advisory Board, for a term ending March 31, 2007; and

Carol D. Tuning as a member of the Fifth Planning District Disability Services Board, for a term ending January 31, 2008.

RECOMMENDED ACTION: Receive and file.

File #15-67-72-110-249-353

REGULAR AGENDA

4. PUBLIC HEARINGS: NONE.

5. PETITIONS AND COMMUNICATIONS: NONE.

6. REPORTS OF OFFICERS:

a. CITY MANAGER:

BRIEFINGS: NONE.

ITEMS RECOMMENDED FOR ACTION:

1. Adoption of a resolution reestablishing the Downtown Residential Parking Program in certain City-owned or City-controlled parking garages.

Adopted Resolution No. 36992-032105. (7-0)

File #20-166-553

2. Acceptance of the Local Interoperability Communications Grant from the U. S. Department of Homeland Security, in the amount of \$65,000.00.

Adopted Budget Ordinance No. 36993-032105

and Resolution No. 36994-032105. (7-0)

File #5-60

3. Authorization to execute the Fourth Amendment to the Roanoke Valley Resource Authority Members Use Agreement.

Adopted Resolution No. 36995-032105. (7-0)

File #253

7. REPORTS OF COMMITTEES: NONE.

8. UNFINISHED BUSINESS: NONE.

9. INTRODUCTION AND CONSIDERATION OF ORDINANCES AND RESOLUTIONS:

- a. A Resolution expressing the Council's opposition to a proposal by the FAA to close the Air Traffic Control Tower located at Roanoke Regional Airport between the hours of midnight and 5:00 a.m.

Adopted Resolution No. 36996-032105. (7-0)

The City Manager was requested to forward a communication to those cities, counties and towns that are served by the Roanoke Regional Airport encouraging adoption of a similar measure.

File #9

10. MOTIONS AND MISCELLANEOUS BUSINESS:

- a. Inquiries and/or comments by the Mayor and Members of City Council.

Council Member Cutler reported on the Mid Winter Meeting of the National League of Cities which was held on March 11 - 15, 2005, in Washington, D. C.

File #228

Council Member Dowe requested information on the paving schedule for Densmore Drive and the status of installation of sidewalk on 20th Street and Mercer Avenue, N. W.

File #57-514

**The Mayor called attention to the outstanding St. Patrick's Day Parade and Celtic Festival which was held on Saturday, March 18 in downtown Roanoke, and expressed appreciation to the Members of Council for their participation. He commended Event Zone and others who were responsible for coordinating the festivities.
File #132-317**

**The Mayor also called attention to the public unveiling of the new Art Museum of Western Virginia in downtown Roanoke on March 21 at 1:30 p.m., which will be an outstanding cultural initiative for the City of Roanoke. He expressed appreciation to the Board of Directors and the Executive Director of the Art Museum for their leadership.
File #416**

- b. Vacancies on certain authorities, boards, commissions and committees appointed by Council.

11. HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED IMMEDIATELY FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.

**Mr. Jim Fields, 17 Ridgecrest Road, Hardy, Virginia, spoke in support of the renovation of Victory Stadium
File #122**

**Mr. Tony Hairston, 1263 Tayloe Avenue, S. E., spoke with regard to homosexuality.
File #328**

12. CITY MANAGER COMMENTS:

The City Manager also spoke with regard to the public unveiling of the new Art Museum in downtown Roanoke earlier in the day and commended the Mayor on the manner in which he represented the City of Roanoke.

File #132-416

CERTIFICATION OF CLOSED SESSION. (7-0)

The Council unanimously voted to conduct a public hearing at a future Council meeting to receive the views of citizens on the appointment of David Carson and William H. Lindsey as Trustees to the Roanoke City School Board.

File #110-467

At 5:05 p.m., the Council meeting was declared in recess to be reconvened at 7:00 p.m., in the Council Chamber.



**ROANOKE CITY COUNCIL
REGULAR SESSION**

**MARCH 21, 2005
7:00 P.M.**

CITY COUNCIL CHAMBER

AGENDA

Call to Order -- Roll Call.

The Invocation was delivered by Council Member Alfred T. Dowe, Jr.

The Pledge of Allegiance to the Flag of the United States of America was led by Mayor Harris.

Welcome. Mayor Harris.

NOTICE:

The Council meeting will be replayed on Channel 3 on Wednesday, March 23, 2005, at 7:00 p.m., and Sunday, March 27, 2005, at 4:00 p.m. Council meetings are offered with closed captioning for the hearing impaired.

A. PUBLIC HEARINGS:

1. Request of Westwin of Roanoke, LLC, that a tract of land located at the southwesterly corner of Jefferson Street and Yellow Mountain Road, S. E., containing 2.055 acres, more or less, identified as Official Tax No. 4060601, be rezoned from Conditional C-1, Office District, to INPUD, Institutional Planned Unit Development District. David C. Helscher, Attorney.

Adopted Ordinance No. 36997-032105. (7-0)

File #51

2. Request of the City of Roanoke that a tract of land located at 3379 Colonial Avenue, S. W., consisting of 23.742 acres, more or less, identified as Official Tax Nos. 1570101, be rezoned from RS-2, Residential Single Family District, to RPUD, Residential Planned Unit Development District, subject to certain conditions proffered by the petitioner. Darlene L. Burcham, City Manager.

Adopted Ordinance No. 36998-032105. (7-0)

File #51

3. Proposal of the City of Roanoke to extend the lease of a City-owned structure known as the Alexander-Gish House, located in Highland Park, together with the outbuilding and parking lot, to Old Southwest, Inc., for a period of five years. Darlene L. Burcham, City Manager.

Adopted Ordinance No. 36999-032105. (7-0)

File #166-373

4. Proposed amendment of Section 36.1-690, General authority and procedure, Division 5, Amendments, of Chapter 36.1, Zoning, Code of the City of Roanoke (1979), as amended, by deleting subsections (g) and (h) relating to minimum acreage requirements. R. Brian Townsend, Agent, City Planning Commission.

Adopted Ordinance No. 37000-032105. (7-0)

File #24-51

B. OTHER BUSINESS: NONE.

C. HEARING OF CITIZENS UPON PUBLIC MATTERS:

CITY COUNCIL SETS THIS TIME AS A PRIORITY FOR CITIZENS TO BE HEARD. MATTERS REQUIRING REFERRAL TO THE CITY MANAGER WILL BE REFERRED IMMEDIATELY FOR RESPONSE, RECOMMENDATION OR REPORT TO COUNCIL.

The following persons addressed Council with regard to continuation of the Blue Ridge Technical Academy:

**Ms. Karen W. Meiss – 1019 Welton Avenue, S. W.
Ms. Phyllis Brennan – 4156 Hershberger Road, N. W.
Ms. Sharon Yanosky – 316 Howard Road, Salem, Virginia
Mr. Jerome Nance – 4224 Tennessee Avenue, N. W.
Ms. Shannon Allen – 2625 Broad Street, N. W.
Ms. Monica McWarren – 1652 Garstland Drive, N. W.
Mr. Patricia Chambers – 3425 Pittsfield Avenue, N. W.
Ms. Alita D. Ashe – 5784 Littleton Road, Roanoke County
File #467**

**Mr. Joe Schupp, 2323 South Jefferson Street, spoke with regard to the culling of deer in the City of Roanoke.
File #54-212**

**Ms. Oglivier Quarles, 2205 Montauk Road, N. W., spoke with regard to activities of the methadone clinic on Hershberger Road, N. W.
File #66-76**

**Mr. Robert Gravely, 727 29th Street, N. W., spoke with regard to the methadone clinic on Hershberger Road, the regional jail, the spending of taxpayers' money on a new Art Museum in downtown Roanoke and a new branding logo for the City of Roanoke, and insufficient wages for City employees.
File #18-66-79-184-416**

**Mr. Jim Fields, 17 Ridgecrest Road, Hardy, Virginia, spoke with regard to the renovation of Victory Stadium.
File #122**